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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

MARCEL DARON KING,

Defendant.

) NO. 10-CR-455 WHA

) UNITED STATES' MOTION TO SEAL
) DECLARATION AND ~~PROPOSED~~ ORDER

) Date: September 8, 2016

) Time: 12:00 p.m.

) Court: Hon. William Alsup

1 During a hearing on July 13, 2016, the Court asked the government to submit a statement by the
2 victim in this case, made under oath, regarding her fear of testifying. The Court subsequently issued an
3 Order on the same day asking the government to submit such a statement by August 11, 2016. [Dkt. No.
4 205.] The government has obtained such a declaration from the victim. In order to protect the victim's
5 privacy interests, the United States requests leave from the Court to file the declaration under seal
6 pursuant to Title 18, United States Code, Section 3509(d). Although Section 3509(d)(2) allows for the
7 filing of the declaration under seal without necessity of obtaining a court order, the government is
8 making the instant request out of an abundance of caution.

9 Accordingly, the United States hereby requests leave to file the declaration of the victim
10 regarding her fear of testifying under seal.

11 Respectfully submitted,

12 Dated: August 11, 2016

13 BRIAN J. STRETCH
14 United States Attorney

15 _____/s/_____
16 CLAUDIA A. QUIROZ
17 Assistant United States Attorney
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~~PROPOSED~~ ORDER

Upon the motion of the United States, and good cause appearing, IT IS HEREBY ORDERED THAT the Clerk of the Court file the declaration of the victim under seal and maintain the documents under seal until further notice from this Court.

IT IS SO ORDERED.

DATED: August 12, 2016.



HON. WILLIAM ALSUP
United States District Court Judge